## Case 2:05-cv-00489-WBS-DAD Document 16 Filed 08/29/05 Page 1 of 3 1 K. Greg Peterson, Esq. (SBN: 118287) James A. Clinchard, Esq. (SBN: 200746) LAW OFFICES OF K. GREG PETERSON P. O. Box 254451 3 Sacramento, California 95865 Telephone: (916) 443-3010 Facsimile: (916) 492-2680 4 E-Mail: greg@kgregpeterson.com 5 jim@kgregpeterson.com Attorney for Plaintiffs, SCOTT W. CABLE, MICHELE T. CABLE 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 11 SCOTT W. CABLE; MICHELE T. CABLE, CASE NO.: 2:05-CV-00489 WBS DAD 12 Plaintiffs, STIPULATION AND [PROPOSED] ORDER RE: DISMISSAL 13 v. STEWART TITLE GUARANTY COMPANY. 14 a Texas corporation and Does 1 through 10, 15 Defendants. 16 17 Plaintiffs, SCOTT W. CABLE and MICHELE T. CABLE, and defendant, STEWART TITLE GUARANTY COMPANY, through their respective counsel, K. Greg Peterson, Esq. and 18 19 Thomas E. Alborg, Esq., herewith stipulate to dismiss this action pursuant to the Federal Rules of 20 Civil Procedure 41(a)(1)(ii) as follows: Plaintiffs are SCOTT W. CABLE and MICHELE T. CABLE; defendant is 21 1. 22 STEWART TITLE GUARANTY COMPANY, a Texas corporation. 2. 23 On January 20, 2005, plaintiff sued defendant in Sacramento County Superior 24 Court, case No.05AS00244. 25 On February 8, 2005, plaintiff filed a First Amended Complaint in Sacramento County Superior Court, case No.05AS00244. 26 27 4. On March 9, 2005, defendant answered the First Amended Complaint in Sacramento County Superior Court, case No.05AS00244. 28

STIPULATION AND [PROPOSED] ORDER RE: DISMISSAL

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1	5.	On March 14, 2005, Sacran	nento County Superior Court case No.05AS00244 was	
2	removed by defendant to the above-entitled court.			
3	6. The parties have reached an agreement to settle this action on mutually acceptable			
4	terms. Among other things, both parties have agreed to bear their own attorney's fees and costs.			
5	7. Plaintiffs move to dismiss the suit.			
6	8.	8. Defendant agrees to the dismissal.		
7	9.	This case is not a class action.		
8	10.	10. A receiver has not been appointed in this action.		
9	11. Plaintiffs have not dismissed an action based on or including the same claims as			
10	those presented in this suit.			
11	12.	This dismissal is with preju	dice.	
12				
13			IT IS HEREBY SO AGREED:	
14	Dated: Augus	st, 2005	LAW OFFICES OF K. GREG PETERSON	
15				
16			By: K. Greg Peterson, Esq., attorney for	
17			Plaintiffs, SCOTT W. CABLE and Michele T. CABLE	
18			CABLE	
19	Datad: Angu	st, 2005	ALBORG, VEILUVA & EPSTEIN	
20	Dated. Augus	st, 2003	ALBORG, VEILUVA & EFSTEIN	
21			By:	
22			Thomas E. Alborg, Esq., attorney for Defendant, STEWART TITLE GUARANTY	
23			COMPANY	
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STIPULATION AND [PROPOSED] ORDER RE: DISMISSAL

## Case 2:05-cv-00489-WBS-DAD Document 16 Filed 08/29/05 Page 3 of 3 **ORDER** Based upon the foregoing stipulation of the parties, and for good cause shown, the Court hereby grants the request to dismiss the case with prejudice. IT IS SO ORDERED: Dated: August 26, 2005 UNITED STATES DISTRICT JUDGE

STIPULATION AND [PROPOSED] ORDER RE: DISMISSAL